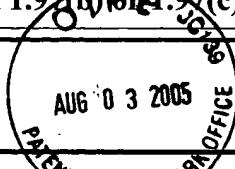


TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT
 (Under 37 CFR 1.97(b) ~~or~~ 1.97(c))

Docket No.
 K8000201US1

In Re Application Of: Hess et al.



| Application No. | Filing Date | Examiner | Customer No. | Group Art Unit | Confirmation No. |
|-----------------|-------------|----------|--------------|----------------|------------------|
| 10/759,189 | 01/20/2004 | | 34236 | 3611 | 7281 |

Title: FLAME SIMULATING ASSEMBLY

Address to:

Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

37 CFR 1.97(b)

- The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.

37 CFR 1.97(c)

- The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:

the statement specified in 37 CFR 1.97(e);

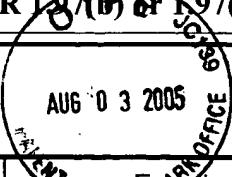
OR

the fee set forth in 37 CFR 1.17(p).

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT
 (Under 37 CFR 1.17(b) or 1.97(c))

Docket No.
 K8000201US1

In Re Application of: Hess et al.



| Application No. | Filing Date | Customer No. | Group Art Unit | Confirmation No. |
|-----------------|-------------|--------------|----------------|------------------|
| 10/759,189 | 01/20/2004 | 34236 | 3611 | 7281 |

Title: FLAME SIMULATING ASSEMBLY

Payment of Fee

(Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))

- A check in the amount of _____ is attached.
- The Director is hereby authorized to charge and credit Deposit Account No. _____ as described below.
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V. Cottrill
 Signature

Dated: July 28, 2005

Valentine A. Cottrill
 Registration No. 50,187
 Gowling Lafleur Henderson LLP
 50 Queen Street North, Ste. 1020
 Kitchener, ON N2H 6M2
 Canada

cc:

STATEMENT UNDER 37 CFR 1.97(e) ACCOMPANYING
INFORMATION DISCLOSURE STATEMENT

Docket No.
K8000201US1

In Re Application Of: Kristoffer Hess

AUG 03 2005
PATENT & TRADEMARK OFFICE
U.S. DEPARTMENT OF COMMERCE

| | | | | | |
|-----------------|-------------|-------------------|--------------|----------------|------------------|
| Application No. | Filing Date | Examiner | Customer No. | Group Art Unit | Confirmation No. |
| 10/759,189 | 01/20/2004 | Gary Chapman Hoge | 34236 | 3611 | 7281 |

Invention: FLAME SIMULATING ASSEMBLY

COMMISSIONER FOR PATENTS:

This is a statement under the provisions of 37 CFR 1.97(e) in the above-identified application.

Check applicable statement herebelow:

Statement Under 37 CFR 1.97(e)(1)

Each item of information contained in the accompanying Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Information Disclosure Statement.

Statement Under 37 CFR 1.97(e)(2)

No item of information contained in the accompanying Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned person, after making reasonable inquiry, no item of information contained in the accompanying Information Disclosure Statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the Information Disclosure Statement.


Signature

Dated: July 28, 2005

Valentine A. Cottrill
Registration No. 50,187
Gowling Lafleur Henderson LLP
50 Queen Street North, Ste. 1020
Kitchener, ON N2H 6M2
Canada

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet 1 of 1

Complete if Known

| | |
|------------------------|-------------------|
| Application Number | 10/759,189 |
| Filing Date | 01/20/2004 |
| First Named Inventor | Kristoffer Hess |
| Art Unit | 3611 |
| Examiner Name | Gary Chapman Hoge |
| Attorney Docket Number | K8000201US1 |

| FOREIGN PATENT DOCUMENTS | | | | | |
|--------------------------|-----------------------|---|--------------------------------|--|---|
| Examiner Initials* | Cite No. ¹ | Foreign Patent Document | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear |
| | | Country Code ³ "Number ⁴ "Kind Code ⁵ (if known) | | | T ⁶ |
| | | WO 2005/028962 | 03-31-2005 | McNish | |
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| | | GB 2 387 901 | 10-29-2003 | Cummings | |
| | | GB 2 409 323 | 06-22-2005 | Price | |
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